

RS

No.

CR - 08 00313 JW

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

Filed

E-FILING

MAY 14 2008

SAN JOSE DIVISION

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

THE UNITED STATES OF AMERICA

vs.

JUVENAL LOPEZ-CASTRO

INDICTMENT

COUNT ONE:

Title 8, U.S.C. § 1326 - Illegal Re-Entry Following
Deportation

A true bill.



Foreperson

Filed in open court this 14 day of May

A.D. 2008


United States Magistrate Judge

Bail. \$ no process

DOCUMENT NO	CSA's INITIALS
9	
DISTRICT COURT CRIMINAL CASE PROCESSING	

JOSEPH P. RUSSONIELLO (CASBN 44332)
United States Attorney

Filed

E-FILING

MAY 14 2008

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

JUVENAL LOPEZ-CASTRO,

Defendant.

CR - 08 00313 JW

VIOLATION: 8 U.S.C. § 1326 –
Illegal Re-Entry Following Deportation

SAN JOSE VENUE

INDICTMENT

The Grand Jury charges:

On or about March 31, 2008, the defendant,

JUVENAL LOPEZ-CASTRO,

an alien, previously having been arrested and deported from the United States on or about April 23, 1999 and June 19, 2002, was found in the Northern District of California, the Attorney General of the United States and the Secretary for Homeland Security not having expressly consented to a re-application by the defendant for admission into the United States, in

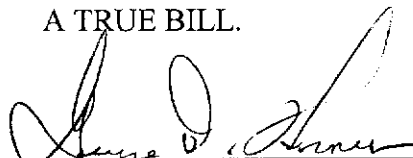
//

INDICTMENT

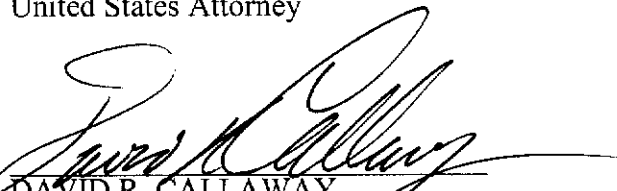
1 violation of Title 8, United States Code, Section 1326.

2
3 DATED: 05/14/08

A TRUE BILL.

4
5 
6 FOREPERSON

7 JOSEPH P. RUSSONIELLO
8 United States Attorney

9 
10 DAVID R. CALLAWAY
11 Deputy Chief, San Jose Branch Office

12
13 Approved as to form:


14 SAUSA B. KENNEDY

15
16
17
18
19
20
21
22
23
24
25
26
27
28
INDICTMENT

E-FILING

Filed

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

MAY 14 2008

BY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT
☐ SUPERSEDING

OFFENSE CHARGED

Title 8, U.S.C. § 1326 - Illegal
 Re-Entry Following Deportation

☐ Petty
☐ Minor
☐ Misdemeanor
☒ Felony

PENALTY:

20 years imprisonment
 \$250,000 fine
 3 years supervised release
 \$100 special assessment fee

CR - 08 00313 JW

Name of District Court, and/or Federal Building
 NORTHERN DISTRICT OF CALIFORNIA COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE

DEFENDANT - U.S.

JUVENAL LOPEZ-CASTRO

DISTRICT COURT NUMBER

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

ICE

☐ person is awaiting trial in another Federal or State
 Court, give name of court

☐ this person/proceeding is transferred from another
 district per (circle one) FRCrP 20, 21 or 40. Show
 District

☐ this is a reprosecution of
 charges previously dismissed
 which were dismissed on
 motion of:

☐ U.S. Att'y ☐ Defense

☐ this prosecution relates to a
 pending case involving this same
 defendant

☐ prior proceedings or appearance(s)
 before U.S. Magistrate regarding
 this defendant were recorded under

SHOW
 DOCKET NO.

MAGISTRATE
 CASE NO.

Name and Office of Person
 Furnishing Information on
 THIS FORM JOSEPH P. RUSSONIELLO

☒ U.S. Att'y ☐ Other U.S. Agency

Name of Asst. U.S. Att'y
 (if assigned) BENJAMIN KENNEDY

IS NOT IN CUSTODY

- 1) ☐ Has not been arrested, pending outcome this proceeding.
 If not detained give date any prior summons
 was served on above charges
- 2) ☐ Is a Fugitive
- 3) ☐ Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) ☒ On this charge
- 5) ☐ On another conviction
- 6) ☐ Awaiting trial on other charges

☐ Fed'l ☐ State

If answer to (6) is "Yes", show name of Institution

Has detainer
 been filed?

☐ Yes
☐ No

If "Yes"
 give date
 filed

DATE OF
 ARREST

Month/Day/Year

Or... If Arresting Agency & Warrant were not

DATE TRANSFERRED
 TO U.S. CUSTODY

Month/Day/Year

☐ This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS

PROCESS:

☐ SUMMONS ☒ NO PROCESS*

☐ WARRANT Bail Amount: _____

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address: _____

*Where defendant previously apprehended on complaint, no new summons
 or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____

Before Judge: _____

Comments: _____